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JUL 14 2004

In re Application of
Shedlov, et al.
Application No. 10/648,914
Filed: August 28, 2003
Attorney Docket No. 1001.1758101
For: DYNAMIC BUSHING FOR MEDICAL
DEVICE TUBING

OFFICE OF PETITIONS

:
: DECISION ACCORDING STATUS
: UNDER 37 CFR 1.47(a)
:

This is in response to the petition under 37 CFR 1.47(a), filed May 17, 2004.

The petition is granted.

Petitioners have shown that the non-signing inventors, Luke Lundquist and James Hitchcock, have constructively refused to join in the filing of the above-identified application after having been presented with the application papers. Specifically, the statement of facts of Todd Messal, Patent Counsel for SciMed Life Systems, Inc., establishes that the inventors were successfully mailed the application papers, including the specification, claims and drawings, but failed to respond to multiple requests that they sign the declaration. Petitioners have submitted a declaration in compliance with 37 CFR 1.63 and 1.64.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventors at the addresses given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the above-identified application will be forwarded to Technology Center 3731 for examination in due course.

Telephone inquiries should be directed to the undersigned at (703) 308-6712.

E. Shirene Willis
Senior Petitions Attorney
Office of Petitions